



08-02-04

office petition

PAC \$1 #23

Atty. Dkt. No. 078986-0209

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Trevor John Burke

Title: PROGRAMME GENERATION

Appl. No.: 09/462,550

Filing Date: 3/14/2000

Examiner: Victor R. Kostak

Art Unit: 2611

RECEIVED

AUG 04 2004

OFFICE OF PETITIONS

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EV 420554146 US July 30, 2004
(Express Mail Label Number) (Date of Deposit)

Jose Ramos
(Printed Name)

(Signature)

PETITION FOR REVIVAL OF APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)
AND PETITION FOR WITHDRAW FROM ISSUE UNDER 37 C.F.R. § 1.313 (c)

Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

08/03/2004 BAE 300A1 00000000 05462550
 02 FC:1450 130.00 00

Sir:

The above-identified application became abandoned for failure to submit formal drawings by the due date of December 15, 2003. In addition, Applicant submits an Information Disclosure Statement for consideration of a patent reference. To ensure entry and consideration of the IDS, a Request for Continued Examination is co-filed herewith.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION AND WITHDRAWAL FROM ISSUANCE TO CONSIDER IDS

- (1) Petition fee (37 C.F.R. § 1.17(m)) and (37 C.F.R. § 1.17(h))

A check in the amount of \$665 for the amount stated in 37 C.F.R. § 1.17(m) to cover the fee for the petition for revival and separate check in the amount of \$130 to cover the petition to withdrawal from issuance are enclosed herewith.

08/03/2004 BAE 300A1 00000000 05462550
 01 FC:1450 130.00 00

- (2) Reply and/or Fee

- A. Copy of Formal Drawings submitted to the Drawing Review Branch this same date (July 30, 2004);
- B. Copy of Part B-Issue Fee Transmittal mailed to the Patent Office December 3, 2003;
- C. Copy of Request for Continued Examination mailed to the RCE Branch this same date (July 30, 2004).

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

(3) Statement that the abandonment was unintentional.

The failure to timely submit formal drawings by the deadline of December 15, 2003 and the resulting abandonment of the above-referenced application were unintentional.

(4) Any required terminal disclaimer (37 C.F.R. § 1.137(c)).

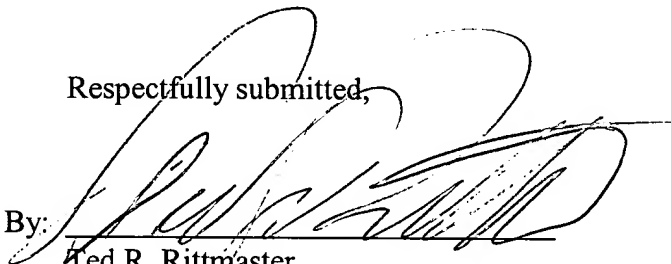
(5) Verification

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

No terminal disclaimer is required in this application under 37 C.F.R. § 1.137(c) since this application was not filed before June 8, 1995.

Respectfully submitted,

By:


Ted R. Rittmaster
Attorney for Applicant
Registration No. 32,933

Date: July 30, 2004
FOLEY & LARDNER LLP
Customer Number: 23392
Telephone: (310) 975-7963
Facsimile: (310) 557-8475

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000



INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

7590

Ted R. Rittmaster
FOLEY & LARDNER
Suite 3500
2029 Century Park East
Los Angeles, CA 90067-3021

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Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated below.

Jose Ramos	(Depositor's name)
	(Signature)
December 3, 2003	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/462,550	03/14/2000	Trevor John Burke	078986-0209	5213
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TITLE OF INVENTION: PROGRAMME GENERATION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
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UTILITY	YES	\$665.00		\$665.00	12/12/2003
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EXAMINER	ART UNIT	CLASS-SUBCLASS
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KOSTAK, VICTOR R	2611	
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1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☒ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. FOLEY & LARDNER

2.

3.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent); ☒ individual ☐ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

☐ Issue Fee☐ Publication Fee☒ Advance Order - # of Copies 11

4b. Payment of Fee(s):

☒ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-0872 (enclose an extra copy of this form).

Director for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature) _____ (Date)

Ted R. Rittmaster, Reg. No. 52,935 December 3, 2003

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Alexandria, Virginia 22313-1450.

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TRANSMIT THIS FORM WITH FEE(S)



Atty. Dkt. No. 078986-0209
Previous Attorney Docket No. P-5695

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Trevor John Burke
Title: PROGRAMME GENERATION
Appl. No.: 09/462,550
Filing Date: March 14, 2000
Examiner: Victor R. Kostak
Art Unit: 2611

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Post Office Box 1450, Alexandria, Virginia 22313-1450 on the date below. <u>Jose Ramos</u> (Printed Name) <u>[Signature]</u> (Signature) <u>11/25/03</u> (Date of Deposit)

POWER OF ATTORNEY

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

COPY

Sir:

I am the inventor and owner of the entire right, title, and interest in and to the above-identified patent application. My residence is The Pavilion, Torpenhow,
Montgomery Hill, Frankby, Wirral, L48 1NF

I hereby appoint the following registered attorneys and agents of the law firm of
FOLEY & LARDNER:

VICTOR DEGYARFAS	Reg. No. 40,583
WILLIAM ROBINSON	Reg. No. 29,430
DAVID A. BLUMENTHAL	Reg. No. 26,257
RONALD COSLICK	Reg. No. 36,489
IRVING C. HARRINGTON	Reg. No. 44,740
TED R. RITTMASER	Reg. No. 32,933

as its principal attorneys to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, to transact all business in the United States Patent and Trademark Office connected therewith, and to have full power of substitution, association, and revocation, including the power to revoke the power of attorney of any associate attorney.

Please direct all future correspondence concerning this application to:

Ted R. Rittmaster
FOLEY & LARDNER
Customer Number: 23392



23392

PATENT TRADEMARK OFFICE

Telephone: (310) 975-7963
Facsimile: (310) 557-8475

Executed this 2nd day of August, 2003.

By:

(Signature)

Trevor John Burke

Trevor John Burke

(Printed Name)